IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 20TH JULY 2007 / 28TH ASHADHA 1929

Crl.MC.No. 3651 of 2003()

CC.211/2000 of JUDL. MAGISTRATE OF FIRST CLASS COURT, PATTAMBI

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PETITIONER:

SAI RAJESH S/O. RAJAN, SAI ICE PLANT
PATTAMBI, PALAKKAD DISTRICT.

BY ADV. SRI.R.K.VENU NAYAR

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
S.I. OF POLICE, THRITHALA POLICE STATION,
THRITHALA, PALAKKAD.

2. THE ASSISTANT ENGINEER, ELECTRICAL MAJOR
SECTION, PATTAMBI, PALAKKAD DISTRICT.

BY PUBLIC PROSECUTOR SRI.K.S.SIVAKUMAR

THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON 20/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Crl. M.C. No. 3651 OF 2003

Dated this the 20th day of July, 2007

O R D E R

In this petition filed under section 482 Cr.P.C., the petitioner seeks to quash Annexure-A5 F.I.R. and Annexure-A6 charge sheet in Crime No.90/2000 of Thrithala Police Station. The grounds, which are put forward in support of the petition, are grounds which the petitioner can very well raise before the Magistrate concerned as and when the Magistrate takes cognizance in the case and issues process to the petitioner/accused. The final report on the face of it makes out the offence alleged against the petitioner and this court will be loathe to quash the final report by placing reliance on materials either produced by the prosecution or produced by the defence. I am not inclined to quash either the F.I.R. or the final report.

This petition is accordingly dismissed.

(V. RAMKUMAR, JUDGE)

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V. RAMKUMAR, J.

Crl. M.C. No. 3651 OF 2003

O R D E R

20th day of July, 2007